

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA  
IN AND FOR THE COUNTY OF MARICOPA**

IN THE MATTER OF A	)	
UNIFORM BOND SCHEDULE FOR	)	ADMINISTRATIVE ORDER
MARICOPA COUNTY LIMITED	)	NO. 2002-096
JURISDICTION COURTS	)	
_____	)	

In 1994, Administrative Order 94-070 established a Uniform Bond Schedule for Maricopa County Limited Jurisdiction Courts. That order called for a review of this schedule on an annual basis. Reviews were conducted in 1996, 1997, twice in 1999, and in 2002. The final report in September 2002 recommended that a new Administrative Order be issued including recommended revisions that would reflect both increased fines as well as increased surcharges.

It is in the interest of the administration of justice in Maricopa County that a Uniform Bond Schedule, Presumptive Sanctions for Civil Traffic and Presumptive Defensive Driving Program Fee continue to be established. Accordingly,

IT IS ORDERED adopting the attached UNIFORM BOND SCHEDULE, PRESUMPTIVE SANCTIONS FOR CIVIL TRAFFIC, AND PRESUMPTIVE DEFENSIVE DRIVING PROGRAM FEE document and directing that all Municipal Court Presiding Judges and all Justices of the Peace in Maricopa County implement and adhere to the same, beginning January 1, 2003.

IT IS FURTHER ORDERED that each Municipal Court Presiding Judge and each Justice of the Peace shall present to the Presiding Judge of Maricopa County, no later than January 21, 2003, documentation as to the bond amounts, presumptive sanctions for civil traffic and presumptive defensive driving program fees which will be applicable for their court.

IT IS FURTHER ORDERED that a committee from the Judicial Oversight Council of the Limited Jurisdiction Courts of Maricopa County review this order on an annual basis.

**UNIFORM BOND SCHEDULE  
PRESUMPTIVE SANCTIONS FOR CIVIL TRAFFIC  
PRESUMPTIVE DEFENSIVE DRIVING PROGRAM FEE**

**STATEMENT OF INTENT**

1. The Presiding Judge of limited jurisdiction courts within Maricopa County retain authority within their courts to set fine amounts for civil traffic offenses. This statement is not intended to limit or extend that authority.
2. Nevertheless, the Presiding Judges of limited jurisdiction courts within Maricopa County also recognize that public perception of the criminal justice system and, more specifically the courts, can be enhanced by ensuring greater consistency in the setting of bond amounts for the same or similar criminal offenses and in the imposition of sanctions for civil traffic offenses by the limited jurisdiction courts within Maricopa County.
3. In the absence of local community concerns which may justify alternative fines, the Presiding Judges of limited jurisdiction courts within Maricopa County agree to voluntarily structure bonds, civil traffic sanctions and the defensive driving program fee to conform with this schedule, effective no later than January 1, 2003.
4. This schedule will be reviewed by committee from the Judicial Oversight Council of the Limited Jurisdiction Courts of Maricopa County, appointed by the Presiding Judge of Maricopa County, on an annual basis to determine if there should be any recommended changes to this schedule.

**UNIFORM BOND SCHEDULE – CRIMINAL OFFENSES**

➤ Class 1 Misdemeanors	\$500.00
➤ Class 2 Misdemeanors	\$350.00
➤ Class 3 Misdemeanors	\$150.00

This is a presumptive bail amount for those defendants who are booked into jail and desire to post bond to effectuate a release prior to appearing before a judge. It is recognized that judges in individual cases may set bond amounts that vary substantially from these uniform bond amounts, based upon the particular facts of each individual case before them. These bond amounts include all applicable surcharges. This statement recognizes as paramount the constitutional mandate that, in all cases, the purpose of a bond is to guarantee the subsequent appearance of the defendant for a court proceeding.

Individuals who are charged with a domestic violence offense may not secure their release prior to appearing before a judge who will determine appropriate conditions of release.

Individuals who are arrested with an outstanding warrant shall not be eligible for release without first satisfying the conditions of release attached to the warrant.

Individual courts may establish additional criteria for release prior to appearance before a judge upon notification to the Presiding Judge of the Superior Court.

### **PRESUMPTIVE SANCTIONS FOR CIVIL TRAFFIC OFFENSES**

These presumptive sanction amounts (excluding mandatory sanction amounts) include a range of plus 10% or minus 10%. These sanction amounts are those that appear on a payment card or envelope for those individuals who elect to mail their sanction without appearing before a judge or hearing officer and include applicable surcharges. Individual court fees established by city councils are in addition to these sanctions and may place some court fines above the recommended range.

Civil traffic offenses within minimum mandatory sanction amounts, which do not require an appearance before a judge, will state the minimum mandatory amount.

Civil traffic offenses are divided into four categories:

### **TRAFFIC OFFENSES - BAIL CARD SCHEDULE**

- Offenses within minimum mandatory sanctions.....Minimum mandatory amount
- Moving traffic offenses (Including Surcharges).....\$ 120.00  
(Range: \$108.00 - \$132.00)
- Non-Moving Offenses.....\$ 90.00  
(Range: \$80.00 - \$100.00)

➤ Speeding

01 - 09	(Range: \$108.00 - \$132.00).....	\$ 120.00
10 - 15	(Range: \$125.00 - \$150.00).....	\$ 137.00
16 - 20	(Range: \$135.00 - \$165.00).....	\$ 150.00
21 - 29	(Range: \$180.00 - \$220.00).....	\$ 200.00
30 - 39	(Range: \$248.00 - \$303.00).....	\$ 275.00
40+	(Range: \$380.00 - \$455.00).....	\$ 423.00

Defensive Driving Fee (\$108.00 - \$132.00)..... \$ 120.00

If local concerns justify an alternative presumptive bail amount, a court may impose such amount upon notification to the Presiding Judge of the Superior Court of the alternative amount.

Dated this 28<sup>th</sup> day of October, 2002.

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Colin F. Campbell  
Presiding Judge

Original: To be filed with the Clerk of the Superior Court

Copies: Hon. Charles E. Jones, Chief Justice, Supreme Court  
Justices of the Peace  
Municipal Court Presiding Judges  
David K. Byers, Administrative Director  
Justice Court Services  
Gordon M. Griller, Court Administrator for Trial Courts  
Marcus W. Reinkensmeyer, Court Administrator for General Jurisdiction Courts  
Brian D. Karth, Court Administrator for Limited Jurisdiction Courts  
Debra A. Hall, Deputy Court Administrator for Limited Jurisdiction Courts  
Peter Kiefer, Superior Court, Criminal Court Administration